THE HON'BLE MR JUSTICE V.ESWARAIAH

WRIT PETITION No: 860 of 2006

DATED: 17.01.2006

Between:

Maddipati Subba Rao

… PETITIONER

AND

The Divisional Engineer (Operation),

A.P.E.P.D.C.L., Tadepalligudem,

& another.

… RESPONDENTS

THE HON'BLE MR JUSTICE V.ESWARAIAH

WRIT PETITION NO : 860 of 2006

ORDER:-

Petitioner questions the Provisional Assessment Notice, dated 28.12.2005, issued by the 2nd respondent estimating the value of the energy pilfered by the petitioner at Rs.35,970/- and also disconnecting the power supply in respect of the service connection No.568/2D.

Aggrieved by the said Provisional Assessment Notice, the petitioner filed his objections on 05.01.2006 through his counsel, but the same has not been considered.

Learned counsel appearing for the petitioner submits that the service connection of the petitioner cannot be disconnected basing on the Provisional Assessment Notice, that too without calling for objections and without passing the final orders.

Having regard to the facts and circumstances of the case, the respondents are directed to consider and dispose of the objections filed by the petitioner against the Provisional Assessment Notice, dated 28.12.2005, within four weeks from the date of receipt of a copy of this order and further directed to restore the service connection of the petitioner No.568/2D situated at Gopalpuram, Ungutur Mandal, West Godavari District forthwith, without insisting upon the payment of the alleged pilfered energy charges.

Accordingly, the writ petition is disposed of. No costs.

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17.01.2006

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